S/N 09/851,802

PATENT

IN THE COLUMN STATES PATENT AND TRADEMARK OFFICE

Applicant:

BARBEAU, et al.

Examiner:

Unknown

Serial No.:

09/851,802

Group Art Unit:

1746

Filed:

May 9, 2001

Docket No.:

9555.87USI1

Title:

BACTERICIDAL AND NON-BACTERICIDAL SOLUTIONS FOR

REMOVING BIOFILMS

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on July 26, 2001.

By:

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b))

Commissioner for Patents Washington, D.C. 20231

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted within three months of the filing date of the above-identified application. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(d), a copy of each document or other information listed is not provided because it was previously cited by or submitted to the U.S. Patent and Trademark Office in parent application, U.S. Serial No. 09/187,249 filed on November 6, 1998. Applicant hereby brings attention to the Examiner that they have a commonly assigned co-pending application, Serial No. 09/831,075, filed May 3, 2001. A copy of which is enclosed.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account

No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD, P.C.

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Dated: July , 2001

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GAS/sef